

ELECTRONICALLY FILED
AUGUST 24 2006

STUTMAN, TREISTER & GLATT, P.C.
JEFFREY H. DAVIDSON
(CA State Bar No. 73980),
FRANK A. MEROLA
(CA State Bar No. 136934), and
EVE H. KARASIK
(CA State Bar No. 155356)
1901 Avenue of the Stars, 12th Floor
Los Angeles, California 90067
Telephone: (310) 228-5600
Facsimile: (310) 228-5788
Email: jdavidson@stutman.com
fmerola@stutman.com
ekarasik@stutman.com

SHEA & CARLYON, LTD.
JAMES PATRICK SHEA, ESQ.
(NV State Bar No. 000405)
CANDACE C. CARLYON
(NV State Bar No. 002666)
SHLOMO S. SHERMAN, ESQ.
(NV State Bar No. 009688)
233 S. Fourth Street, Second Floor
Las Vegas, NV 89101
Telephone: (702) 471-7432
Facsimile: (702) 471-7435
Email: jshea@sheacarlyon.com
ccarlyon@sheacarlyon.com
ssherman@sheacarlyon.com

*Counsel for the Official Committee of Equity Security Holders of
USA Capital First Trust Deed Fund, LLC*

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:	)	BK-S-06-10725-LBR
USA COMMERCIAL MORTGAGE COMPANY	)	Chapter 11
Debtor.)	
In re:	)	BK-S-06-10726-LBR
USA CAPITAL REALTY ADVISORS, LLC,	)	Chapter 11
Debtor.)	
In re:	)	BK-S-06-10727-LBR
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,	)	Chapter 11
Debtor)	
In re:	)	BK-S-06-10728-LBR
USA CAPITAL FIRST TRUST DEED FUND, LLC,	)	Chapter 11
Debtor)	
In re:	)	BK-S-06-10729-LBR
USA SECURITIES, LLC,	)	Chapter 11
Debtor)	
Affects:)	
<input type="checkbox"/> All Debtors)	
<input type="checkbox"/> USA Commercial Mortgage Co.)	
<input type="checkbox"/> USA Securities, LLC)	
<input type="checkbox"/> USA Capital Realty Advisors, LLC)	
<input type="checkbox"/> USA Capital Diversified Trust Deed	)	DATE: N/A
<input checked="" type="checkbox"/> USA First Trust Deed Fund, LLC	)	TIME: N/A

**CERTIFICATE OF SERVICE OF SUPPLEMENTAL DECLARATION OF JAMES
PATRICK SHEA, ESQ. AND STATEMENT OF DISINTERESTEDNESS IN SUPPORT OF
APPLICATION FOR ORDER APPOINTING SHEA & CARLYON, LTD. AS SPECIAL
(NEVADA) COUNSEL FOR THE OFFICIAL COMMITTEE OF EQUITY SECURITY
HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC**

1 I HEREBY CERTIFY that on the 23rd day of August, 2006 I served the following
2 documents:

3 Supplemental Declaration of James Patrick Shea, Esq. and Statement of
4 Disinterestedness in Support of Application for Order Appointing Shea &
5 Carlyon, Ltd. as Special (Nevada) Counsel for The Official Committee of
6 Equity Security Holders of USA Capital First Trust Deed Fund, LLC

7 I served the above named document(s) by the following means to the persons as listed
8 below:

- 9 ☒ a. **ECF System.** (See attached Notice of Electronic Filing)
- 10 ☐ b. **United States mail, postage full prepaid to the following:**
- 11 ☐ c. **Personal service.**

12 I personally delivered the documents to the persons at these addresses:

13 ☐ For a party represented by an attorney, delivery was made by handing
14 the document(s) at the attorney's office with a clerk or other person in
15 charge, or if no one is in charge, by leaving the document(s) in a
16 conspicuous place in the office.

17 ☐ For a party, delivery was made by handing the document(s) to the party
18 or by leaving the document(s) at the person's dwelling house or usual
19 place of abode with someone of suitable age and discretion residing
20 there.

21 ☐ d. **By direct email.**

22 Based upon the written agreement of the parties to accept service by email
23 or a court order, I caused the document(s) to be sent to the persons at the
24 email addresses listed below. I did not receive, within a reasonable time
25 after the transmission, any electronic message or other indication that the
26 transmission was unsuccessful.

27 ☐ e. **By fax transmission.**

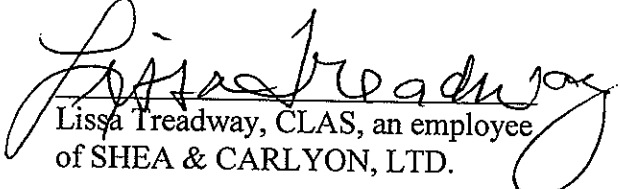
28 Based upon the written agreement of the parties to accept serve by fax
transmission or a court order, I faxed the document(s) to the persons at the
fax numbers listed below. No error was reported by the fax machine that I
used. A copy of the record of the fax transmission is attached.

1
2 ☐ f. **By messenger.**

3 I served the document(s) by placing them in an envelope or package
4 addressed to the persons at the addresses listed below and providing them
5 to a messenger for service.

6 I declare under penalty of perjury that the foregoing is true and correct.

7 DATED this 23rd day of August, 2006.

8 
9 Lissa Treadway, CLAS, an employee
10 of SHEA & CARLYON, LTD.
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Miscellaneous:06-10725-lbr USA COMMERCIAL MORTGAGE COMPANY**U.S. Bankruptcy Court****District of Nevada**

Notice of Electronic Filing

The following transaction was received from SHEA, JAMES PATRICK entered on 8/23/2006 at 2:50 PM PDT and filed on 8/23/2006

Case Name: USA COMMERCIAL MORTGAGE COMPANY

Case Number: 06-10725-lbr

Document Number: 1180

Docket Text:

Supplemental Declaration of *JAMES PATRICK SHEA, ESQ.* and Statement of Disinterestedness Filed by JAMES PATRICK SHEA on behalf of OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC (Related document(s)[304] Declaration,, filed by Creditor Committee OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC, Creditor Committee OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC, Creditor Committee OFFICIAL COMMITTEE OF EXECUTORY CONTRACT HOLDERS OF USA COMMERCIAL MORTGAGE COMPANY, [303] Application to Employ, filed by Creditor Committee OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC, Creditor Committee OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC, Creditor Committee OFFICIAL COMMITTEE OF EXECUTORY CONTRACT HOLDERS OF USA COMMERCIAL MORTGAGE COMPANY) (SHEA, JAMES)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:Z:\USA Investors Committee #1500\Electronic Filing\supp decl of jps re employment 8-23-06.pdf

Electronic document Stamp:

[STAMP bkecfStamp_ID=989277954 [Date=8/23/2006] [FileNumber=7210804-0]
[37b19e9cc6db634cce930e92f3deb06e46fc00a39f6520f5f0ccc50aa745a4db1f47
01c1d1a969ea92580df6ffc4f3025b5a6739b9e395e0919abe434c185353]]

06-10725-lbr Notice will be electronically mailed to:

FRANKLIN C. ADAMS franklin.adams@bbklaw.com, arthur.johnston@bbklaw.com

NANCY L ALLF nallf@parsonsbehle.com,
klawrence@parsonsbehle.com;tthomas@parsonsbehle.com;ecf@parsonsbehle.com

BMC GROUP, INC. evrato@bmcgroup.com,
ecf@bmcgroup.com;jmiller@bmcgroup.com;jbartlett@bmcgroup.com

KELLY J. BRINKMAN kbrinkman@gooldpatterson.com,
THOMAS R BROOKSBANK tom@tombrooksbank.com, renee@tombrooksbank.com
MATTHEW Q. CALLISTER mqc@callister-reynolds.com, maggie@callister-reynolds.com
CANDACE C CARLYON ltreadway@sheacarlyon.com,
ccarlyon@sheacarlyon.com;bankruptcyfilings@sheacarlyon.com;rmsmith@sheacarlyon.com
ROB CHARLES rcharles@lrlaw.com, cjordan@lrlaw.com
MICHAEL W. CHEN yvette@ccfirm.com
KEVIN B. CHRISTENSEN kbchrislaw@aol.com,
JANET L. CHUBB tbw@jonesvargas.com
JEFFREY A. COGAN jeffrey@jeffreycogan.com, sarah@jeffreycogan.com
WILLIAM D COPE cope_guerra@yahoo.com, cope_guerra@yahoo.com
CICI CUNNINGHAM bankruptcy@rocgd.com
LAUREL E. DAVIS bklsclv@lionelsawyer.com,
ldavis@lionelsawyer.com;gbagley@lionelsawyer.com;ldavisesq@aol.com
DEBT ACQUISITION COMPANY OF AMERICA V, LLC (tf) tfette@daca4.com,
THOMAS H. FELL BANKRUPTCYNOTICES@GORDONSILVER.COM
SCOTT D. FLEMING sfleming@halelane.com, dbergsing@halelane.com,ecfvegas@halelane.com
GREGORY E GARMAN bankruptcy@gordonsilver.com
WADE B. GOCHNOUR wgochnour@hwmlvlaw.com, donnat@hwmlvlaw.com
CARLOS A. GONZALEZ carlos.gonzalez2@usdoj.gov,
Darlene.Ruckard@usdoj.gov;Eunice.Jones@usdoj.gov;Sue.Knight@usdoj.gov
GERALD M GORDON bankruptcy@gordonsilver.com
TALITHA B. GRAY bankruptcy@gordonsilver.com
MARJORIE A. GUYMON bankruptcy@goldguylaw.com, ddias@goldguylaw.com
XANNA R. HARDMAN xanna.hardman@gmail.com,
STEPHEN R HARRIS noticesbh&p@renolaw.biz
BRIGID M. HIGGINS bankruptcy@gordonsilver.com,

DAVID W. HUSTON dwh@hustonlaw.net, swaits@hustonlaw.net

CHRISTOPHER D JAIME cjaime@waltherkey.com, kbernhar@waltherkey.com

EVAN L. JAMES ejameslv@earthlink.net, kbchrislaw@aol.com

ANNETTE W JARVIS ,

TY E. KEHOE TyKehoeLaw@aol.com

ROBERT R. KINAS rkinas@swlaw.com,
mstrand@swlaw.com;jlustig@swlaw.com;chaines@swlaw.com;imccord@swlaw.com

ZACHARIAH LARSON ecf@lslawnv.com

JOHN J. LAXAGUE jlaxague@canecclark.com

NILE LEATHAM nleatham@knevada.com, ckishi@knevada.com;bankruptcy@knevada.com

ROBERT C. LEPOME robert@robertlepome.com, susan@robertlepome.com

ANNE M. LORADITCH ecffilings@beckleylaw.com,
aloraditch@beckleylaw.com;pkois@beckleylaw.com

REGINA M. MCCONNELL rmccconnell@kssattorneys.com,

WILLIAM L. MCGIMSEY lawoffices601@lvcoxmail.com,

RICHARD MCKNIGHT mcknightlaw@cox.net,
gkopang@lawlasvegas.com;cburke@lawlasvegas.com,sforemaster@lawlasvegas.com

JEANETTE E. MCPHERSON bkfilings@s-mlaw.com

JEANETTE E. MCPHERSON bkfilings@s-mlaw.com

SHAWN W MILLER bankruptcyfilings@sheacarlyon.com,
smiller@sheacarlyon.com;aboehmer@sheacarlyon.com;ltreadway@sheacarlyon.com;rsmith@sheacarlyon.com

DAVID MINCIN mcknightlaw@cox.net,
gkopang@lawlasvegas.com;dmincin@lawlasvegas.com,cburke@lawlasvegas.com,sforemaster@lawlasv

JOHN F MURTHA jmurtha@woodburnandwedge.com

ERVEN T. NELSON erv@rlbolick.com, susan@rlbolick.com

BOB L. OLSON ecffilings@beckleylaw.com, bolson@beckleylaw.com;dgriffis@beckleylaw.com

DONNA M. OSBORN jinouye@marquisaurbach.com,

dosborn@marquisaurbach.com;tszostek@marquisaurbach.com;kgallegos@MarquisAurbach.com

DONALD T. POLEDNAK sandplegal@yahoo.com, spbankruptcy@yahoo.com

PAUL C RAY info@johnpeterlee.com

SUSAN WILLIAMS SCANN sscann@deanerlaw.com, palexander@deanerlaw.com

LENARD E. SCHWARTZER bkfilings@s-mlaw.com

JAMES PATRICK SHEA bankruptcyfilings@sheacarlyon.com,
ltreadway@sheacarlyon.com;rmsmith@sheacarlyon.com

SHLOMO S. SHERMAN ssherman@sheacarlyon.com,
aboehmer@sheacarlyon.com;bankruptcyfilings@sheacarlyon.com;ltreadway@sheacarlyon.com;rsmith@

AMBRISH S. SIDHU ecf@lslawnv.com

JEFFREY G. SLOANE gjklepel@yahoo.com, rmccconnell@kssattorneys.com

DAVID A. STEPHENS dstephens@lvcm.com

PETER SUSI cheryl@msmlaw.com, msm@msmlaw.com

JEFFREY R. SYLVESTER jeff@sylvesterpolednak.com, David@sylvesterpolednak.com

CARYN S. TIJSSELING cst@beesleymatteoni.com, aha@beesleymatteoni.com

U.S. TRUSTEE - LV - 11 USTPRegion17.lv.ecf@usdoj.gov,

WHITNEY B. WARNICK wbw@albrightstoddard.com, bstessel@albrightstoddard.com

JOAN C WRIGHT jwright@allisonmackenzie.com, jbrooks@allisonmackenzie.com

MATTHEW C. ZIRZOW bankruptcynotices@gordonsilver.com

06-10725-lbr Notice will not be electronically mailed to:

EVAN BEAVERS
1625 HIGHWAY 88, #304
MINDEN, NV 89423

JOSHUA D BRYSK
LAW OFFICES OF JAMES G SCHWARTZ
7901 STONERIDGE DRIVE, SUITE 401
PLEASANTON, CA 94588

ELISSA F CADISH
3930 HOWARD HUGHS PKWY, 4TH FLR
LAS VEGAS, NV 89169